IN THE HIGH COURT OF JUDICATURE AT PATNA
CR. WJC No.1045 of 2007
NAWLESH KUMAR @ LADDU @ NAWLESH MAHTO
Versus
THE STATE OF BIHAR & ORS

2 14.11.2008 In the instant writ petition the petitioner prays for completing the investigation of Sirdala P.S. Case No.73 of 2007 under section 376 of the Penal Code and for a further direction to the respondent-Superintendent of Police,Patna to dispose of the representation of the petitioner.

Mr.Indradeo Prasad, learned counsel for the petitioner submits that the informant has filed a false case implicating the petitioner of committing rape on her six years old daughter Sonali Devi. He further submits that it will appear from the statement of the victim girl made under section 164 Cr.P.C. that her age has been assessed by the learned Chief Judicial Magistrate, Nawadah as 3 1/2 years only. He submits that the medical examination of the victim does not show any injury on her private part.

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Having considered the facts and circumstances of the case, this court observes that the investigation should be carried out to its logical conclusion. It is desirable that the Superintendent of Police, Nawadah should submit his report to the D.I.G. Magadh Range as sought by him vide his memo no.1169 dated 28.4.2008, as contained in Annexure-7.

With the aforesaid observations and directions, this writ petition stands disposed of.

(S.P.Singh,J)

KHAN

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